



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 04/10/01
AGENDA ITEM 3
WORK SESSION ITEM

TO: Mayor and City Council

FROM: Director of Community and Economic Development

SUBJECT: Maintenance District No. 1 – Storm Drainage Pumping Station and Storm Drain Conduit – Pacheco Way, Stratford Road and Ruus Lane – Preliminarily Approve the Engineer's Report, Adopt a Resolution of Intention and Set June 19, 2001, as the Public Hearing Date

RECOMMENDATION:

It is recommended that the City Council preliminarily approve the Engineer's Report, adopt a Resolution of Intention, and set June 19, 2001, as the public hearing date.

DISCUSSION:

Maintenance District No. 1 ("District") was formed to fund the operation and maintenance of a storm drain pumping plant that serves the Warmington Homes development near Stratford Road and Ruus Lane. The district includes four tracts totaling 174 residential homes and 1 park site.

A 1995 agreement between the City and Alameda County Flood Control District ("Flood Control District") vests the responsibility for the maintenance and operation of the storm drain pumping plant with the Flood Control District and requires the City to fund these costs along with a capital replacement fund. The FY 2001-02 budget amounts in the Engineer's Report were provided by the Flood Control District, based on their experience with prior year's expenditures and similar storm drain pumping stations.

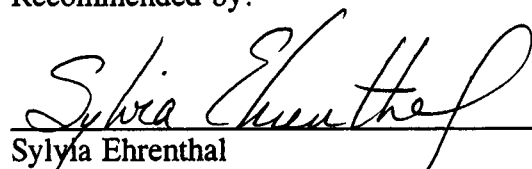
The Engineer's Report estimates the total assessment collection for FY 2001-02 to be \$30,030 which translates to \$171.60 per parcel, which is the same rate as FY 2000-01.

Prepared by:




Daniel R. Garcia
Development Review Services Engineer

Recommended by:


Sylvia Ehrenthal
Director of Community and Economic Development

Approved by:


Jesus Armas, City Manager

Exhibits:

Engineer's Report
Draft Resolution

3.29.01

**DUE TO THE LENGTH OF REFERENCED
EXHIBITS, THEY ARE NOT AVAILABLE FOR
WEBSITE VIEWING. THE AGENDA REPORT IN
ITS ENTIRETY IS AVAILABLE FOR REVIEW IN
THE CITY CLERK'S OFFICE AND AT THE MAIN
LIBRARY.**

DRAFT



HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION PRELIMINARILY APPROVING ENGINEER'S REPORT, DECLARING INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2001-2002, AND SETTING JUNE 19, 2001, AS THE PUBLIC HEARING DATE CONCERNING MAINTENANCE DISTRICT NO. 1 - STORM DRAINAGE PUMPING STATION AND STORM DRAIN CONDUIT - PACHECO WAY, STRATFORD ROAD, AND RUUS LANE (MD #1)

BE IT RESOLVED by the City Council of the City of Hayward, as follows:

1. Maintenance District No. 1--Storm Drainage Pumping Station and Storm Drain Conduit-Pacheco Way, Stratford Road, and Ruus Lane (the "maintenance district") was established by the adoption of Resolution No. 95-103 to provide funds to operate, maintain, and service a storm drainage pumping station and storm drain conduit constructed to provide a means of handling storm water runoff for Tracts 6472, 6560, 6682, and 6683. The maintenance district consists of properties as indicated in the attached Exhibit "A".
2. The Engineer of Work has prepared a report in accordance with the City of Hayward Municipal Code, Chapter 10, Article 10, section 10-10.25. Said report has been made, filed, and duly considered by this City Council and is hereby deemed sufficient and preliminarily approved. Said report shall stand as the report for all subsequent proceedings.
3. It is the intention of the City Council to order the levy and collection of assessments for the maintenance of the storm drainage pumping station and storm drain conduit pursuant to Part 3, Chapter 26 of Division 7 of the California Streets and Highways Code (commencing with section 5820 thereof).
4. The proposed assessment is \$171.60 per single-family lot, the same as that assessed in fiscal year 2000-01.
5. Reference is hereby made to the aforementioned report on file with the City Clerk for a full and detailed description of the improvements, the boundaries of the proposed maintenance district, and the proposed assessments upon assessable lots within said district. Public property owned by any public agency and in use in the performance of a public function within said district shall not be assessed,

except for Stratford Park, owned by the City of Hayward, which is the only publicly owned property which will receive a special benefit from the maintenance of the pumping station and storm drains financed by the maintenance district.

6. On June 19, 2001, at the hour of 8 p.m., in the regular meeting place of this City Council, City Council Chambers, 777 B Street, Hayward, California, a public hearing will be held on the levy of the proposed assessment.

Prior to the conclusion of said public hearing, any interested person may file a written protest with the City Clerk, or having previously filed a protest, may file a written withdrawal of that protest. A written protest by a property owner shall contain a description sufficient to identify the property owned by such owner.

7. The City Clerk is hereby directed to cause a notice of said meeting and hearing to be made in the form and manner provided by law, specifically section 54954.6 of the Government Code of the State of California.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2001

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward